



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
ASSISTANT SECRETARY AND COMMISSIONER OF PATENTS
AND TRADEMARKS
Washington, D.C. 20231

Paper No. 13

RICHARD J. RODRICK
BECTON, DICKINSON AND COMPANY
1 BECTON DRIVE
FRANKLIN LAKES, NJ 07417-1880

COPY MAILED

SEP 20 1999

SPECIAL PROGRAMS OFFICE
DAC FOR PATENTS

In re Application of
Maino, et al.
Application No. 08/803,702
Filed: February 21, 1997
Attorney Docket No. P-3639P1/BDIS-3CIP

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed March 12, 1999, to revive the above-identified application.

The petition is **GRANTED**.

This application became abandoned for failure to timely reply to the Office action mailed September 16, 1997. Accordingly, this application became abandoned on December 17, 1997. A Notice of Abandonment was mailed on April 15, 1998.

Pursuant to 37 CFR 1.136, an extension of time must be filed prior to the expiration of the maximum period obtainable for reply to avoid abandonment. Accordingly, since the \$870.00 extension of time submitted with the petition on March 12, 1999 was subsequent to the maximum period obtainable for reply, petitioner may request a refund of this fee by writing to the Office of Finance, Refund Section. A copy of this decision should accompany petitioner's request.

The file is being forwarded to Technology Center 1600 for review of the Petition under 37 CFR 1.48, filed March 12, 1999.

Telephone inquiries concerning this matter may be directed to Petitions Attorney Edward Tannouse at (703) 306-9200.

Beverly M. Flanagan
Supervisory Petitions Examiner
Office of Petitions
Office of the Deputy Assistant Commissioner
for Patent Policy and Projects